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Attorneys for Defendant

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN FRANCISCO DIVISION

VICKI WEBBER,

Plaintiff,

v.

MICHAEL J. ASTRUE,  
 Commissioner of Social Security,

Defendant.

CIVIL NO. 3:04-cv-02957-MJJ

STIPULATION AND ORDER AWARDING  
 ATTORNEY FEES UNDER THE EQUAL  
 ACCESS TO JUSTICE ACT (28 U.S.C.  
 § 2412(d))

IT IS HEREBY STIPULATED by and between the parties through their undersigned counsel, subject to the approval of the Court, that Plaintiff's counsel, as Plaintiff's assignee, be awarded attorney fees under the Equal Access to Justice Act (EAJA), 28 U.S.C. § 2412(d), in the amount of NINE THOUSAND dollars and 00 cents (\$9,000.00). This amount represents compensation for all legal services rendered on behalf of Plaintiff by counsel in connection with this civil action, in accordance with 28 U.S.C. § 2412(d).

This stipulation constitutes a compromise settlement of Plaintiff's request for EAJA attorney fees, and does not constitute an admission of liability on the part of Defendant under the EAJA. Payment of NINE THOUSAND dollars and 00 cents (\$9,000.00) in EAJA attorney fees, shall constitute a complete release from and bar to any and all claims Plaintiff may have relating to EAJA fees in

1 connection with this action. Any payment shall be made payable to Plaintiff's counsel as Plaintiff's  
2 assignee and delivered to Plaintiff's counsel.

3 This award is without prejudice to the rights of Plaintiff's counsel to seek Social Security Act  
4 attorney fees under 42 U.S.C. § 406, subject to the provisions of the EAJA.

5 Respectfully submitted,

6 Dated: January 15, 2009

/s/ Richard Ziemann  
(As authorized via facsimile)  
RICHARD ZIEMANN  
Attorney for Plaintiff

8  
9 Dated: January 15, 2009

JOSEPH P. RUSSONIELLO  
United States Attorney  
LUCILLE GONZALES MEIS  
Regional Chief Counsel, Region IX  
Social Security Administration

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13 /s/ Shea Lita Bond  
SHEA LITA BOND  
Attorneys for Defendant

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18 IT IS SO ORDERED:

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20 Dated: 1/20/2009

